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Signed:


Debra L. Hale

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	Cubukcu et al.)	Examiner:
Serial No.:	10/612,330)	Art Unit: 1746
Filed:	July 2, 2003)	
For:	CERAMIC COMPOSITE ELECTROLYTIC DEVICE AND METHOD)	Attorney Docket No.: 2198Q/04012
)	Customer No. 24024

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In response to the restriction requirement of June 14, 2006, applicants elect Group II drawn to claims 4-33, with traverse.

MPEP § 806.01 makes clear that it is the claimed subject matter which must be compared in determining if a restriction is warranted. Here, the examiner's explanation of why Groups I and II are drawn to distinct inventions appears to disregard the language of claims 1 and 4, respectively. Claim 4 merely refers to "applying" a ceramic material, which is generic to all of the particular coating techniques cited by the examiner. Thus, there is no basis for asserting that claims 1 and 4 are distinct from one another.

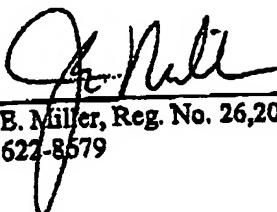
Since claims 5-33 depend on claim 4, this restriction is improper as it relates to these claims as well. See, MPEP § 806.04 & 37 C.F.R. §1.146. (Restriction between a reasonable number of species claims linked by an allowable generic claim is improper.)

(JEM1038.DOC:1)

PAGE 23* RCV'D AT 6/26/2006 5:08:15 PM [Eastern Daylight Time]* SVR:USPTO-EFXRF-3/5 * DMS:2738300 * CSD:2162410816* DURATION (mm:ss):01:14

Respectfully submitted

Date: 6/26/06


John E. Miller, Reg. No. 26,206
(216)622-8579

(JMB1638.DOC,1)

-2-

PAGE 33¹ RCV'D AT 6/26/2006 5:08:15 PM [Eastern Daylight Time]² SVR:USPTO-EFXRF-35³ DMS:2738300⁴ CSD:2162410816⁵ DURATION (mm:ss):01:14

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Calfee, Halter & Griswold LLP

1400 McDonald Investment Center
800 Superior Avenue
Cleveland, Ohio 44114-2688
216.622.8200 Phone
216.241.0816 Fax

1100 Fifth Third Center
21 East State Street
Columbus, Ohio 43215-4243
614.621.1500 Phone
614.621.0010 Fax
www.calfee.com

From: John E. Miller, Esq.
Direct Dial Phone Number: 216.622.8679

Client Number: 21980 Matter Number: 04012 Client Name: IGR Enterprises

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